

## Central Valley Regional Water Quality Control Board

3 October 2018

Victoria J. Santos  
Santos Excavating, Inc.  
P.O. Box 146  
Chico, CA 95927

**CERTIFIED MAIL:**

7017 3380 0000 2868 7811

**NOTICE OF APPLICABILITY; STATEWIDE GENERAL WASTE DISCHARGE REQUIREMENTS FOR DREDGED OR FILL DISCHARGES TO WATERS DEEMED BY THE U.S. ARMY CORPS OF ENGINEERS TO BE OUTSIDE OF FEDERAL JURISDICTION, WATER QUALITY ORDER NUMBER 2004-0004-DWQ, FOR THE SANTOS EXCAVATING, INC., RYAN AVENUE PROJECT (WDID#5A04CR00294), CHICO, BUTTE COUNTY**

On 3 July 2018, Victoria Santos (Applicant) filed a Notice of Intent requesting coverage under the 4 May 2004 State Water Resources Control Board Water Quality Order Number 2004-0004-DWQ Statewide General Waste Discharge Requirements for Dredged or Fill Discharges to Waters Deemed by the U.S. Army Corps of Engineers to be Outside of Federal Jurisdiction (General WDRs) for the Ryan Avenue Project (Project). After review of the Notice of Intent and the supplemental material submitted by the Applicant, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) has determined that the Project qualifies for enrollment under the General WDRs. The proposed activity will take place within 0.03 acre/60 linear feet of waters of the State of California.

A copy of the General Waste Discharge Requirements Order is enclosed. You can also find the General Waste Discharge Requirements Order on the State Water Resources Control Board's website at:

[https://www.waterboards.ca.gov/board\\_decisions/adopted\\_orders/water\\_quality/2004/wqo/wqo2004-0004.pdf](https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2004/wqo/wqo2004-0004.pdf)

The Project must proceed in accordance with the requirements contained in this Notice of Applicability and Water Quality Order 2004-0004-DWQ. The Project is described in the Notice of Intent form requesting coverage under the General WDRs, dated 3 July 2018, and supplemental information (Application Package). Coverage under the General WDRs Order is no longer valid if the Project (as described) is modified.

**PROJECT DESCRIPTION:**

The 0.03-acre Ryan Avenue Project consists of placing uncontaminated fill into a seasonal wetland depression in order to raise the grade to increase the usable area of the business property. This area is intended to be used for staging, material storage and parking.

The Project will permanently impact 0.03 acre/60 linear feet of waters of the State of California.

**COMPENSATORY MITIGATION REQUIREMENTS:**

The permittee is required to provide compensatory mitigation for the authorized permanent impact to 0.03 acre of seasonal wetlands by purchasing 0.03 seasonal wetland credits from the Colusa Basin Mitigation Bank located in Colusa County, California.

The permittee is required to provide compensatory mitigation for the authorized indirect impact to 0.03 acre of seasonal wetlands by purchasing 0.015 seasonal wetland credits from the Colusa Basin Mitigation Bank.

**APPROXIMATE TIMEFRAME OF PROJECT IMPLEMENTATION:**

21 September 2018 through 31 October 2018

**PROJECT LOCATION:**

460 Ryan Avenue, Chico, CA, Butte County  
Latitude: 39°48'26.82" and Longitude: -121°51'1.2738"

**APPLICATION FEE RECEIVED:**

An application fee of \$1,500.00 was received on 23 July 2018. The fee amount was determined as required by California Code of Regulations, Title 23, sections 3833(b)(3) and 2200(a)(3), and was calculated as Category E – Low Impact Discharges (fee code 87) with the dredge and fill fee calculator.

If you have any questions regarding this Notice of Applicability, please contact Scott Zaitz at (530) 224-4784 or [Scott.Zaitz@waterboards.ca.gov](mailto:Scott.Zaitz@waterboards.ca.gov).

  
(for) Patrick Pulupa, Executive Officer

Enclosure: State Water Resources Control Board Water Quality Order Number 2004-0004-DWQ

Cc via email w/ enclosure: Sam Ziegler, United States Environmental Protection Agency